

Art Unit: 1634

02-10-03

CPA/1609

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**CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL**

Agency Docket No.: 031.02US First Named Inventor: Sharat Singh  
Examiner: Green Art Unit:

**To the Assistant Commissioner for Patents**

This is a request for a ☒ Continuation or ☐ Divisional under 37 CFR §1.53(d) (continued prosecution application (CPA)) of prior application no.: 09/466,369, filed on December 15, 1999, entitled INDIVIDUAL ADDRESSABLE SOLID SURFACES FOR MULTIPLEXED OPERATIONS.

- ☐ Enter the unentered amendment previously filed on \_\_\_\_\_ under 37 CFR §1.116 in the prior nonprovisional application.
- ☐ A Preliminary Amendment is enclosed. (Includes an IDS if Box 3c below is checked.)
- ☐ This application is filed by fewer than all the inventors named in the prior application, 37 CFR §1.53(d)(4).
  - ☐ Delete the following inventor(s) named in the prior nonprovisional application: \_\_\_\_\_
  - ☐ The inventor(s) to be deleted are set forth on a separate paper attached hereto.
- ☒ A new power of attorney or authorization of agent is enclosed.
- ☒ An Information Disclosure Statement (IDS) is enclosed.
  - ☒ A Form PTO-1449 is enclosed. (in duplicate)
  - ☒ Copies of IDS citations are enclosed. (except where not required; see 37 CFR §1.98)
  - ☐ The IDS is included in same paper as the Preliminary Amendment. (see Box 2 above)
- ☒ Other papers are enclosed (specify): Change of Correspondence Address
- ☒ Fee Transmittal Form (Original, plus a duplicate for fee processing)
- ☒ A new correspondence address is provided: 33503. (If none is provided, the prior application's correspondence address will carry over to this CPA.)
- ☒ Return Receipt Postcard (MPEP §503) (specifically itemized)

As set forth at MPEP 201.06(d):

Under the CPA procedure, the continuation or divisional application will utilize the file wrapper and contents of the prior nonprovisional application, including the specification, drawings and oath or declaration from the prior nonprovisional application, and will be assigned the same application number as the prior nonprovisional application. Any changes to the continuation or divisional application desired when filing the CPA must be made in the form of an amendment to the prior application as it existed prior to filing the CPA, see 37 CFR 1.53(d)(5). Any new specification filed with the CPA request will not be considered part of the original application papers, but will be treated as a substitute specification in accordance with 37 CFR 1.125. However, the applicant must comply with the requirements of 37 CFR 1.125(b) before the substitute specification will be entered into the CPA. Since 37 CFR 1.125(b) requires that a substitute specification be accompanied by, *inter alia*, a statement that the substitute specification includes no new matter, any substitute specification containing new matter will be denied entry by the examiner.

Since the transmittal does not reflect that a preliminary amendment was to be effected, and since the apparent substitute specification was not accompanied with any statement requesting its entry